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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

DONALD GENE HADLEY,	)	
	)	
Petitioner,	)	
	)	Civil No. 04-970-JE
v.	)	
	)	
GUY HALL,	)	O R D E R
	)	
Respondent.	)	
_____	)	

Nell I. Brown  
Assistant Federal Public Defender  
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Attorney for Petitioner

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Attorney General  
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Attorneys for Respondent


KING, Judge:

The Honorable John Jelderks, United States Magistrate Judge, filed Findings and Recommendation on October 30, 2006. Petitioner filed timely objections to the Findings and Recommendation. When either party objects to any portion of a magistrate's Findings and Recommendation, the district court must make a de novo determination of that portion of the magistrate's report. 28 U.S.C. § 636(b)(1); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982). The matter is before this court pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b).

This court has, therefore, given de novo review of the rulings of Magistrate Judge Jelderks. This court ADOPTS the Findings and Recommendation of Magistrate Judge Jelderks dated October 30, 2006 in its entirety.

IT IS HEREBY ORDERED that the Amended Petition for Writ of Habeas Corpus (#49) is denied.

DATED this 28<sup>th</sup> day of November, 2006.

  
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GARR M. KING  
United States District Judge